IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 197 OF 2006
IN
CRIMINAL APPLICATIONNO. 1076 OF 2006

Vaibhav Balkrishna Kode ..Applicant
V/s
Dipali Ramdas Kode & Ors. ..Respondents.

Mr. Nitin Jadhav, Advocate h/f Mr Vijay Killedar, Advocate for the applicant.

Mr. M.S. Mohite, Advocate for respondent Nos. 1 to 3.

Mr. S.R. Shinde, APP for the STate.

CORAM : J.H. BHATIA, J.

DATE : 22ND JANUARY, 2007.

P.C.

. Heard Mr.Jadhav, learned Counsel for the applicant and Mr.M.S. Mohite, learned Counsel for the respondent Nos. 1 to 3 and Mr. R.S.Shinde, learned A.P.P. for the State. Learned Counsel for the respondent has no objection to condone the delay in above application for leave to prefer an appeal. Therefore, the present application is allowed. Delay is condoned.

(J.H. BHATIA, J.)

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. Mr. Mohite, learned Counsel for respondent Nos. 1 to 3, states that the appeal at the behest of the private party in a State case is not tenable under the law. The learned Counsel for the applicant seeks some time to meet this point. Mr. Shinde, learned A.P.P. seeks time to find out whether the State has preferred any appeal against the order of acquittal. S.O.for one week.

(J.H. BHATIA, J.)